

THE QUINN LAW FIRM PLLC
Attorneys for the City of New Rochelle
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MARC FISHMAN,	:
	: Docket No.
	: 19-CV-265 (NSR)
Plaintiff,	:
	:
-against-	:
	: CITY OF NEW
CITY OF NEW ROCHELLE, LANE SCHLESINGER,	: ROCHELLE'S NOTICE OF
SHIELD #1058, JOSEPH F. SCHALLER, ROBERT	: MOTION FOR SUMMARY
GAZOLLA, IN HIS OFFICIAL CAPACITY AS POLICE	: JUDGMENT
COMMISSIONER OF THE CITY OF NEW	:
ROCHELLE POLICE DEPARTMENT, SERGEANT	:
MYRON JOSEPH SHIELD #18, & COUNTY OF	:
WESTCHESTER,	:
	:
Defendants.	:
-----	X

TO:

LAW OFFICE OF CANER DEMIRAYAK, ESQ., P.C.
Attorneys for Plaintiff
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PLEASE TAKE NOTICE that upon the annexed statement of material undisputed facts pursuant to Rule 56.1 of the Local Rules of the Southern District of New York, the annexed declaration of Lalit K. Loomba, Esq., and the exhibits thereto, the accompanying memorandum of law dated June 7, 2024, and all prior proceedings herein, defendant City of New Rochelle will

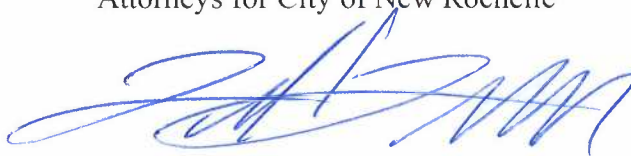
move this Court, before the Honorable Nelson S. Roman, on July 23, 2024, or as soon thereafter as the parties may be heard, for an Order, pursuant to Rule 56 of the Federal Rules of Civil Procedure, granting summary judgment in favor of defendant City of New Rochelle, and dismissing this action with prejudice; and for such other, different and further relief as the Court, in its discretion, may deem just and proper.

PLEASE TAKE FURTHER NOTICE, that in accordance with the briefing schedule set by the court (D.E. 149), opposition papers must be served, but not filed, on July 8, 2024, and reply papers must be served on July 23, 2024. All motion papers must be filed on July 23, 2024.

Dated: White Plains, New York
June 7, 2024

Respectfully submitted,

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Attorneys for City of New Rochelle



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